UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF ARKANSAS

EASTERN DIVISION

MONSANTO COMPANY and)
MONSANTO TECHNOLOGY L.L.C.)
Plaintiffs,	
VERSUS) CASE NO.: 2-04-CV-208
JOE KYLE, a/k/a JOEY KYLE,	j
BILLY KYLE a/k/a BROTHER KYLE	
a/k/a BROTHER BILLY KYLE)
JOE-CO; J & B AG, INC.; and)
J & C AG, INC.)
Defendants.)

CONSENT JUDGMENT

Upon the Motion of all parties and in accordance with the terms agreed upon by the parties entered into the record of this proceeding on November 13, 2007;

Judgment is hereby entered in favor of Monsanto Company and Monsanto Technology L.L.C. and against Joe Kyle, Billy Kyle, Joe-Co Farms, J & B AG, Inc., and J & C AG, Inc., jointly and severally, in the sum of TWO HUNDRED THOUSAND (\$200,000) DOLLARS.

Little Rock, Arkansas this 16 day of November, 2007.

UNITED STATES DISTRICT JUDGE

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Respectfully submitted,

MILES P. CLEMENTS (Bar No. 4184) JOEL E. CAPE (La. #26001) MICHAEL R. PHILLIPS (La. #21020) FRILOT L.L.C. 1100 Poydras St. Suite 3600 New Orleans, LA 70163-3600 Telephone: (504) 599-8000 Facsimile: (504) 599-8100 E-Mail: jcape@frilomartridge.com

and

JOHN K. BAKER (Ark, Bar No. 97024) MITCHELL, WILLIAMS, SELIG, GATES & WOODYARD, P.L.L.C. 425 West Capitol Avenue, Suite 1800 Little Rock, Arkansas 72201 (501) 688-8800

ATTORNEYS FOR THE PLAINTIFFS and COUNTER-DEFENDANT MONSTANTO COMPANY and MONSANTO TECHNOLOGY, LLC

HN EVERETT EVERETT & WALES

P.O. Box 8370

Fayetteville, AR 72703 ATTORNEY FOR DEFENDANTS JOE KYLE, 2/k/2 JOE KYLE, BILLY KYLE, a/k/a BROTHER KYLE, a/k/a BROTHER BILLY KYLE; JOE-CO; J & B AG, INC.; AND

J & C AG, INC.

** TOTAL PAGE.03 **